

**BOARD DOCUMENT 11-01**

**STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS MEETING**

**MONDAY, JANUARY 10, 2011, 10:00 A.M.**

**CONFERENCE CENTER, ROOM #1**

**INDIANA GOVERNMENT CENTER SOUTH,**

**402 W. WASHINGTON STREET**

**INDIANAPOLIS, IN 46204**

**MINUTES OF THE MEETING**

**BOARD MEMBERS PRESENT:**

David Demuth, President  
Diane Weisheit, Vice President  
Diana Bonn  
Dr. Rebecca Bushong

**BOARD MEMBERS ABSENT:**

Gary Odell  
Joseph Barsic

**STATE OFFICIALS PRESENT:**

Tracy Hicks, Board Director  
Tina Wiseley, Assistant Director  
Philip Thompson, Deputy Attorney General

**MINUTES TRANSCRIBED AND  
COMPILED BY:**

Tracy Hicks, Board Director

**MINUTE 11-01**

**CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

The committee meeting was called to order at 10:00 a.m. by D. Demuth pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting.

**MINUTE 11-02**

**ADOPTION OF THE AGENDA**

D. Bonn moved to adopt the agenda as amended. D. Weisheit seconded the motion. Motion carried.

**MINUTE 11-03**

**ADOPTION OF THE MINUTES OF THE NOVEMBER 15, 2010 MEETING OF THE STATE BOARD OF  
COSMETOLOGY AND BARBER EXAMINERS**

D. Bonn moved to approve the minutes of the November 15, 2010 meeting of the State Board of Cosmetology and Barber Examiners as amended. D. Weisheit seconded the motion. Motion carried.

**MINUTE 11-04**

**ADMINISTRATIVE HEARING IN THE MATTER OF DEBORAH SNIDER, ES20201023, SBCBE 10-23**

D. Weisheit moved to issue a notice of proposed dismissal in the matter of Deborah Snider, ES20201023, SBCBE 10-23. R. Bushong seconded the motion. Motion carried.

**MINUTE 11-05**

**ADMINISTRATIVE HEARING IN THE MATTER OF PRO NAILS, MS30903122, SBCE 09-08**

D. Bonn moved to remove probation in the matter of Pro Nails, MS30903122, SBCE 09-08. R. Bushong seconded the motion. Motion carried.

**MINUTE 11-06**

**ADMINISTRATIVE HEARING IN THE MATTER OF LOC TRUONG, MA20101086, SBCE 09-17**

D. Weisheit moved to issue a notice of proposed dismissal in the matter of Loc Truong, MA20101086, SBCE 09-17. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-07**

**ADMINISTRATIVE HEARING IN THE MATTER OF JENNIFER R. KROMPACK, BC20300413, SBCBE 10-22**

D. Bonn moved to remove probation in the matter of Jennifer R. Krompack, BC20300413, SBCBE 10-22. D. Weisheit seconded the motion. Motion carried.

**MINUTE 11-08**

**ADMINISTRATIVE HEARING IN THE MATTER OF MELISSA CALVERT, MA20100969, SBCBE 10-15**

D. Weisheit moved to remove probation in the matter of Melissa Calvert, MA20100969, SBCBE 10-15. R. Bushong seconded the motion. Motion carried.

**MINUTE 11-09**

**ADMINISTRATIVE HEARING IN THE MATTER OF AVIS NAILS, MS30600619, SBCE 07-01**

R. Bushong moved to find Respondent in violation, continue probation, require all waxing material be removed from the salon, and require at least two inspections in the next twelve months in the matter of Avis Nails, MS30600619, SBCE 07-01. D. Weisheit seconded the motion. Motion carried.

**MINUTE 11-10**

**ADMINISTRATIVE HEARING IN THE MATTER OF NAIL EXPO, MS30500736, SBCE 08-17**

D. Bonn moved to suspend the license for fourteen (14) days beginning March 1, 2011 through March 14, 2011 and pay all court costs, pay the \$5 Attorney General Consumer Protection Trust Fund, and comply with all other orders in the matter of Nail Expo, MS30500736, SBCE 08-17. D. Weisheit seconded the motion. Motion carried.

**MINUTE 11-11**

**ADMINISTRATIVE HEARING IN THE MATTER OF BRENDA ANDERSON, BC02117855, SBCE 07-42**

D. Weisheit moved to find the Respondent in default in the matter of Brenda Anderson, BC02117855, SBCE 07-42. R. Bushong seconded the motion. Motion carried.

D. Bonn moved to revoke the license and require payment of the \$5 Attorney General Consumer Protection Trust Fund in the matter of Brenda Anderson, BC02117855, SBCE 07-42. D. Weisheit seconded the motion. Motion carried.

**MINUTE 11-12**

**GOT U FADED, BS20100037, TRENT E. YOUNGER, BA19400052, DARRYL E. BLANCHARD, SR., BA19600087, SBBE 03-02**

D. Weisheit moved to find Darryl E. Blanchard Sr., BA19600087, in default. R. Bushong seconded the motion. Motion carried.

D. Bonn moved to suspend the license of Darryl E. Blanchard Sr., BA19600087 indefinitely with no right to petition for reinstatement until all previous fines and costs are paid along with the costs of the proceedings today and the \$5 Attorney General Consumer Protection Trust Fund. D. Weisheit seconded the motion. Motion carried.

D. Weisheit moved to impose the \$5 Attorney General Consumer Protection Trust Fund, cost of the proceedings, and pay all outstanding fines and costs within 10 days. Respondent on indefinite probation with no right to petition

for removal of probation for a period of one year in the matter of Trent E. Younger, BA19400052, Darryl E. Blanchard, Sr., BA19600087, SBBE 03-02. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-13**

**ADMINISTRATIVE HEARING IN THE MATTER OF LEE'S NAILS, MS39600496, SBCBE 10-30**

D. Bonn moved to find the state proved its case and impose a fine of \$50 for count I and \$250 for count II, impose costs of the proceedings and impose the \$5 Attorney General Consumer Protection Trust Fund fee in the matter of Lee's Nails, MS39600496, SBCBE 10-30. D. Weisheit seconded the motion. Motion carried.

**MINUTE 11-14**

**ADMINISTRATIVE HEARING IN THE MATTER OF DIAMOND NAILS & SPA, MS30802470, SBCBE 10-31**

D. Weisheit moved that the state has proven its case and fine \$500 for each count payable within 60 days, impose costs of the proceedings, impose the \$5 Attorney General Consumer Protection Trust Fund fee, place the license in indefinite probation with no right to petition for removal for a period of one year, require quarterly reports listing all employees and their license numbers, and require compliance with all statutes and rules in the matter of Diamond Nails & Spa, MS30802470, SBCBE 10-31. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-15**

**ADMINISTRATIVE HEARING IN THE MATTER OF CRYSTAL D. STONEBRAKER, ES20500121, SBCBE 10-32**

It was the consensus of the board to continue the hearing in the matter of Crystal D. Stonebraker, ES20500121, SBCBE 10-32.

**MINUTE 11-16**

**ADMINISTRATIVE HEARING IN THE MATTER OF STUDIO 51, INC., BS30400784**

D. Weisheit moved to issue a notice of proposed default in the matter of Studio 51, Inc., BS30400784. R. Bushong seconded the motion. Motion carried.

**MINUTE 11-17**

**ADMINISTRATIVE HEARING IN THE MATTER OF LAURA NEELEY, MC02060775, SBCBE 10-38**

D. Weisheit moved the state has proven case, impose a fine of \$500 per count payable within one year, impose costs of the proceedings, impose the \$5 Attorney General Consumer Protection Trust Fund, and upon reinstatement of the license, the license will be placed on indefinite probation with no right to petition for reinstatement in one year in the matter of Laura Neeley, SBCBE 10-38. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-18**

**ADMINISTRATIVE HEARING IN THE MATTER OF L.A. NAIL SALON, MS30100423 SBCBE 10-40**

D. Weisheit moved the state proved its case, impose a fine of \$1000 per violation due within one year, place the license on indefinite probation with no right to petition for removal of probation for a period of two years, require reports of sanitation procedures every other month, impose costs of the proceedings, and impose the \$5, Attorney General Consumer Protection Trust Fund in the matter of L.A. Nail Salon, MS3010042, SBCBE 10-40. D. Bonn seconded the motion. R. Bushong and D. Demuth opposed. Motion failed.

D. Weisheit moved the state proved its case on two counts and impose a fine of \$500 per count payable within one year, place the license on indefinite probation with no right to petition for removal of probation for a period of two years, require reports of sanitation procedures every other month, impose costs of the proceedings, and impose the \$5, Attorney General Consumer Protection Trust Fund in the matter of L.A. Nail Salon, MS3010042, SBCBE 10-40. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-19**  
**PERSONAL APPEARANCES**

1. Today's Nails/Tan, SBCE 09-02 - Appeared
2. Qui C. Lam, SBCE 09-03 - Appeared
3. Nail Expo, SBCE 08-17 - Appeared
4. Hoang M. Do, SBCE 07-55 - Failed to appear
5. Rose Nails, SBCE 10-15 - appeared
6. U.S. Nails, SBCE 98-30 - Failed to appear

**MINUTE 11-20**  
**PERSONAL APPEARANCES AND CONSIDERATION OF APPLICATION FOR LICENSE RENEWAL**

1. California Nails, MS39500670 - Appeared. D. Bonn moved to table renewal for current inspection. D. Weisheit seconded the motion. Motion carried.
2. Ashley R. Fields, BC20101225 - D. Bonn moved to approve the renewal on probation until criminal probation is released. D. Weisheit seconded the motion. Motion carried.
3. Maurice Lavone McRae, BA10600134 - Failed to appear. D. Bonn moved to approve the reinstatement. R. Bushong seconded. Motion carried.
4. Harry J. Waddell, BA19600055 - Failed to appear. D. Weisheit moved to approve renewal and file a complaint with the AG's office. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-21**  
**CONSIDERATION OF REQUESTS FOR WAIVER OF 820 IAC 4-1-5(d), COMPLETION OF EDUCATION WITHIN THREE YEARS OF ENROLLMENT**

D. Weisheit moved to approve the request for waiver of 820 IAC 4-1-5(d) in the matter of Jackie Boggs and allow her three months to graduate from cosmetology school. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to approve the request for waiver of 820 IAC 4-1-5(d) in the matter of Gail Johnson and allow her three months to graduate from cosmetology school. R. Bushong seconded the motion. Motion carried.

D. Weisheit moved to approve the request for waiver of 820 IAC 4-1-5(d) in the matter of Chez Payton and allow her six months to graduate from cosmetology school. R. Bushong seconded the motion. Motion carried.

**MINUTE 11-22**  
**CONSIDERATION OF REQUESTS FOR WAIVER OF 820 IAC 2-2-3(b), FIRST ATTEMPT EXAMINATION WITHIN ONE YEAR OF GRADUATION**

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow three months to sit for the examination in the matter of Erica Engel. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow three months to sit for the examination in the matter of Camille Evans. R. Bushong seconded the motion. Motion carried.

**MINUTE 11-23**  
**CONSIDERATION OF REQUESTS FOR WAIVER OF 820 IAC 2-2-3(b), FIRST ATTEMPT EXAMINATION WITHIN ONE YEAR OF GRADUATION AND COMPLETION OF THE EXAMINATION WITHIN THREE YEARS OF GRADUATION**

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow six months to pass the examination in the matter of Chequatte Derrick. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-24****CONSIDERATION OF REQUESTS FOR WAIVER OF 820 IAC 2-2-3(b), COMPLETION OF THE EXAMINATION WITHIN THREE YEARS OF GRADUATION**

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow six months to pass the examination in the matter of Nikkisha Joshua. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow six months to pass the examination in the matter of Marla McCrary. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to deny the requests for waiver of 820 IAC 2-2-3(b) in the matter of Michelle Potts. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to deny the requests for waiver of 820 IAC 2-2-3(b) in the matter of Na'ima Rasheed. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-25****CONSIDERATION OF REQUESTS FOR WAIVER OF IC 25-8-7-2(4), SIX MONTH LICENSURE REQUIREMENT TO MANAGE A SALON**

D. Weisheit moved to approve the request for waiver of IC 25-8-7-2(4) in the matter of Amy Suzann Eash, BC21012338. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-26****GRANTING OR DENYING PETITION FOR REVIEW AND APPOINTMENT OF ADMINISTRATIVE LAW JUDGE**

D. Weisheit moved to grant the petition for review and appoint D. Demuth as the Administrative Law Judge in the matter of Elisabeth Hannah Culwell, Janua Lea Riley, D. Bonn as the Administrative Law Judge in the matter of Toai Ngo for Jade Nails, Phuong Diem Ngo, and Robin Petersen, and G. Odell as the Administrative Law Judge in the matter of Louis R. Lawson. D. Bonn seconded the motion. Motion carried.

**MINUTE 11-27****PAST PRECEDENTS**

No discussion.

**MINUTE 11-28****APPLICATION COMMITTEE REPORT**

D. Bonn moved to accept the following application committee report as follows. D. Weisheit seconded the motion. Motion carried.

**COSMETOLOGIST EXAMINATION APPLICATIONS**

Dell, Amber Briann Marie – DENIED – past 1 year to take exam – 820 IAC 2-2-3(b)

Dooley, Kimberly – DENIED – past one year to take exam – 820 IAC 2-2-3(b)

Vergara, Nancy – TABLED – for social security number

**COSMETOLOGIST RECIPROCITY APPLICATIONS**

Miser, Brittany – DENIED – Not enough education hours required by jurisdiction – IC 25-8-4-2(a)(2) & 820 IAC 4-4-4

Tran, Diemhuong Ngoc – DENIED – Fraudulent documentation – IC 25-1-11-5 (a)(1)(A) & IC 25-1-11-19(a)(1)(B)

**COSMETOLOGIST PROVISIONAL APPLICATION**

Gonzalez Cruz, Carleny – DENIED – no waxing, perms, fraudulent documentation

Segura Colunga, Juana Esmerelda – DENIED – not enough education hours and experience combined for licensure

**MANICURIST RECIPROCITY APPLICATION**

Huynh, Tieng T. Kim – DENIED – Fraudulent documentation – IC 25-1-11-5 (a)(1)(A) & IC 25-1-11-19(a)(1)(B)

Le, Daniel Phuong – DENIED – attended a nail school – IC 25-8-4-2(a)(2) & IC 25-8-9-3(3)

Vo, Thao Thu – DENIED – no work experience – went to a nail school, not a cosmetology school IC 25-8-4-2(a)(2), IC 25-8-4-2(b), and IC 25-8-9-3(3)

**ESTHETICIAN RECIPROCITY APPLICATION**

Wen, Wanting – DENIED – No proof of education hours – IC 25-8-4-2(a) & 820 IAC 4-4-7.1

**ESTHETICIAN PROVISIONAL APPLICATION**

Kacak, Loan Thi Phuong – DENIED – Unlicensed practice – IC 25-1-11-19(b)(1)

**MANICURING SALON APPLICATIONS**

Happy Nail Spa – APPROVED ON PROBATION

Rosie Nails – APPROVED

Tammy Nails – DENIED – Unlicensed practice – IC 25-1-11-19(b)(1)

T Nails & Spa – DENIED – Unlicensed practice – IC 25-1-11-19(b)(1)

VIP Nails – APPROVED ON PROBATION

VIP Nails and Spa – DENIED – Supervising licensee does not have 6 months experience – IC 25-8-7.1-2(4)

**ESTHETIC SALON APPLICATIONS**

VIP Nails and Spa – DENIED – Supervising licensee does not have 6 months experience – IC 25-8-12.6-2(4)

**BARBER PROVISIONAL APPLICATION**

Lawn, Mas – DENIED – Unlicensed practice – IC 25-1-11-19(b)(1)

**MINUTE 11-29**

**RULES COMMITTEE REPORT**

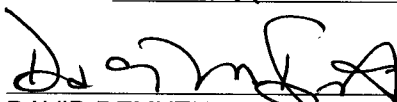
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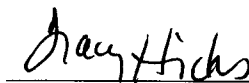
**MINUTE 11-30**

**ADJOURNMENT**

There being no further business to discuss, the meeting adjourned at 6:55 p.m.

DATED: 3-21-11

  
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DAVID DEMUTH, PRESIDENT

  
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ATTEST BY:  
TRACY HICKS, BOARD DIRECTOR